

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

DATED: 22-11-2005

WRIT PETITION No.24816 OF 2005

Between:

L.Mahalakshmi Naidu . . .Petitioner

And

The Commissioner for Cooperation, Govt. of A.P., Hyd. . .Respondents

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

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WRIT PETITION No.24816 OF 2005

ORDER:

The petitioner claims that he has been functioning as the Secretary of Primary Agricultural Cooperative Society, Tenugupudi (PACS Devarapalli), till the said society was merged with its staff, assets and liabilities, with the fourth respondent society. The petitioner states that he is Senior to the Secretary, who has been functioning in the fourth respondent society and despite the same, he is not being assigned the duties of the Secretary. He claims to have made a representation, dated 05-09-2005, to the District Cooperative Officer, the second respondent herein. He complains that no action has been taken thereon.

Heard the learned counsel for the petitioner and learned Government Pleader for Cooperation.

The grievance of the petitioner is about fixation of *inter se* seniority consequent upon the merger of Tenugupudi PACS with the fourth respondent. The terms and conditions subject to which the merger was ordered and the nature of protection accorded to the rights of the employees of the respective societies, need to be verified, before any pronouncement can be made upon the claim of the petitioner. The petitioner states that he made a representation, dated 05-09-2005, in this regard, to the second respondent. Inasmuch as the second respondent is vested with adequate powers in the matter of overseeing the merger and attending to the grievances of the concerned, he was expected to act promptly. The representation of the petitioner cannot be kept pending indefinitely.

For the foregoing reasons, the writ petition is disposed of directing the second respondent to pass appropriate orders on the representation submitted by the petitioner on 05-09-2005, after verifying the record and ascertaining the views

of the fourth respondent as well as the effected employees, if any, within a period of two months from the date of receipt of a copy of this order. There shall be no order as to costs.

(L.NARASIMHA REDDY, J)

22nd NOVEMBER, 2005.

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